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9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN FRANCISCO DIVISION

12

13 UNITED STATES OF AMERICA,) NO. CR 21-493-EMC
14 Plaintiff,) STIPULATION TO CONTINUE STATUS DATE
15 v.) AND EXCLUDE TIME FROM MARCH 9, 2022 TO
16 TIMOTHY MOUTINHO,) ~~MARCH 30, 2022~~, AND [PROPOSED] ORDER
17 Defendant.) ~~April 6, 2022~~

18

19 The parties are set for a status hearing in this case on March 9, 2022. However, the parties
20 stipulate and request that the hearing be continued to March 30, 2022 because the defense needs more
21 time to review discovery and consider the government's plea offer.

22 Further, it is hereby stipulated by and between counsel for the United States and counsel for the
23 defendant Moutinho, that time be excluded under the Speedy Trial Act from February 2 through March
24 30, 2022 for the same reasons. Therefore, the parties stipulate and agree that excluding time until March
25 30, 2022 will allow for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The
26 parties further stipulate and agree that the ends of justice served by excluding the time from through
27 March 30, 2022 from computation under the Speedy Trial Act outweigh the best interests of the public
28 and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

STIPULATION TO EXCLUDE TIME AND [PROPOSED] ORDER

Case No. 21-493-EMC

v. 7/10/2018

The undersigned Assistant United States Attorney certifies that he has obtained approval from counsel for the defendant to file this stipulation and proposed order.

IT IS SO STIPULATED.

DATED: 3/8/22

/s/
ANKUR SHINGAL
Assistant United States Attorney

DATED: 3/8/22

/s/
CANDIS MITCHELL
Counsel for Defendant **MOUTINHO**

[PROPOSED] ORDER

April 6, 2022, at 1:00 p.m.

The Court orders that the status in this case be continued to ~~March 30, 2022~~.

Further, based upon the facts set forth in the stipulation of the parties and for good cause shown, the Court finds that failing to exclude the time from March 9, 2022 through ~~March 30, 2022~~ would unreasonably deny defense counsel and the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time through ~~March 30, 2022~~ from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time through ~~March 30, 2022~~ shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

IT IS SO ORDERED.

DATED: March 9, 2022


HON. EDWARD M. CHEN
United States District Judge